

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

THE DAILY WIRE, LLC;

FDRLST MEDIA, LLC; and

**THE STATE OF TEXAS, by and through its
Attorney General, Ken Paxton,**

Plaintiffs,

v.

DEPARTMENT OF STATE;

GLOBAL ENGAGEMENT CENTER;

**ANTONY BLINKEN, in his official capacity as
Secretary of State;**

**LEAH BRAY, in her official capacity as Deputy
Coordinator of the State Department's Global
Engagement Center;**

**JAMES P. RUBIN, in his official capacity as
Coordinator for the Global Engagement Center of the
State Department;**

**DANIEL KIMMAGE, in his official capacity as the
Principal Deputy Coordinator for the Global
Engagement Center at the State Department;**

**ALEXIS FRISBIE, in her official capacity as Senior
Technical Advisor of the Technology Engagement
Team for the Global Engagement Center at the State
Department;**

**PATRICIA WATTS, in her official capacity as the
Director of the Technology Engagement Team at the
Global Engagement Center at the State Department,**

Defendants.

Civil Action No.: 6:23-cv-00609

**Notice of Filing Supplemental
Declaration**

NOTICE OF FILING SUPPLEMENTAL DECLARATION OF SEAN DAVIS

Plaintiffs now file herewith a Supplemental Declaration of Sean Davis to support Plaintiffs' Response to Defendants' Motion to Transfer Venue (ECF 25). The Declaration provides further support for Media Plaintiffs' position detailed at pages 10–14 of its Response (ECF 25) that venue is appropriate in the Eastern District of Texas because the locus of the intended harm is in this district—where the Media Plaintiffs' audience resides. Specifically, Davis's Declaration verifies that subscribers to The Federalist reside in Tyler, Texas. Exh. 8, Davis Decl. at ¶ 4. Further, hundreds of thousands of users of The Federalist website reside in Texas. *Id.* at ¶ 5, and two full-time employees of The Federalist reside in Texas. *Id.* at ¶ 3. As such, the attached Declaration further demonstrates that “a substantial part of the events and omissions” inflict harm on Media Plaintiffs in the District, and therefore venue is proper over the Media Plaintiffs' claims under 28 U.S.C. § 1391's “substantial part of the events” standard.

DATED: March 15, 2024

Respectfully submitted,

/s/ Margaret A. Little

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CERTIFICATE OF SERVICE

I hereby certify that, on March 15, 2024, I caused a true and correct copy of the foregoing and the Supplemental Declaration of Sean Davis to be filed by the Court's electronic filing system, to be served by operation of the Court's electronic filing system on counsel for all parties who have entered in the case.

/s/ Margot J. Cleveland

Margot J. Cleveland